

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ARTOSS, INC.

PLAINTIFF

v.

Case No. 1:20-cv-00741

ARTOSS GmbH

DEFENDANT

ARTOSS GmbH

COUNTER-CLAIMANT

v.

ARTOSS, INC.

COUNTER-DEFENDANT

PLAINTIFF ARTOSS, INC.'S MOTION TO AMEND THE JUDGMENT

Pursuant to Fed. R. Civ. P. 59(e), Plaintiff Artoss, Inc. respectfully moves the Court to amend the Court's November 22, 2022 Judgment (D.I. 293) to award: (1) declaratory judgment in favor of Artoss, Inc. and against ARTOSS GmbH on Count IV of Artoss, Inc.'s Amended Complaint (D.I. 62) that provides express declaration of Artoss, Inc.'s rights under the Distributor Agreement, consistent with the jury's findings; (2) a permanent injunction to enjoin ARTOSS GmbH from continuing to reject valid purchase orders and/or demand payment terms that differ from the terms of the Distributor Agreement; and (3) prejudgment interest on the damages awarded by the jury's verdict and the Court's Judgment in the amount of \$88,251.81.

The grounds for this Motion are set forth in and supported by Artoss, Inc.'s Opening Brief and the Declaration of Gerald H. Fornwald, with exhibits, filed concurrently herewith.

Dated: December 9, 2022

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